

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Rene HERSPERGER et al.

APPLICATION NO: 10/597,753

FILED: September 20, 2006

FOR: CHEMOKINE RECEPTORS ANTAGONIST

Art Unit: 1625

Examiner: Mabry, John

MS: General

Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

PETITION REGARDING PATENT TERM ADJUSTMENT POST GRANT UNDER C.F.R.

§1.705(b)

Sir:

In accordance with 37 C.F.R. § 1.705(b), Applicant hereby applies for patent term adjustment under 35 U.S.C. § 154(b) of 1002 days. This application is being filed with the payment of the issue fee, as required by 37 C.F.R. § 1.705 (b).

As an initial matter, Applicants appreciate the information provided in the Office of Petitions letter dated November 22, 2010 regarding the preliminary petition for patent term adjustment filed September 20, 2010.

I. Fee

The Office acknowledged receipt of the petition fee of \$200.00 required by 37 C.F.R. §1.705(b)(1) in the letter dated November 22, 2010. Please charge any deficiencies or any additional fees due in response to this request to Deposit Account **50-4409**.

II. Statement of the Facts Involved

A. Correct Patent Term Adjustment

The Issue notification indicated a preliminary Patent Term Adjustment of 1042 days.

Patentee has calculated a final patent term adjustment of 1002 days based on the following facts:

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